

## GENERAL STATUTES COMMISSION

### ACTIVE DOCKETS AS OF OCTOBER 8, 2004

1. **DN 93-8. Uniform Partnership Act (1992).** This docket was opened to review the Uniform Partnership Act of 1992, which updates the Uniform Partnership Act of 1914. The 1993 Uniform Partnership Act Amendments (Sections 801 and 802) were merged with this docket.
2. **DN 93-9. Uniform Unincorporated Nonprofit Association Act.** This docket was opened to review the Uniform Unincorporated Nonprofit Association Act, which provides for (1) the right to sue and be sued, (2) the designation of an agent for service of process, (3) the legal capacity to receive, hold, and transfer personal and real property, (4) limitations upon the liability of members and functionaries of associations for tort and contract, and (5) a procedure for disposing of the property of a defunct association.
3. **DN 93-10. Uniform TOD Security Registration Act.** This docket was opened to review the Uniform TOD Security Registration Act. The Act provides for transfer-on-death investment securities (e.g., stocks, bonds, mutual fund shares, and security accounts) which can be transferred on death to named beneficiaries without going through the probate process.
4. **DN 97-6. Retaining Safeguards for Public Records.** This docket was opened in light of a concern expressed that some of the phrasing used in the General Statutes to declare records to be confidential and not open to public inspection, e.g., records are not public records as defined in G.S. 132-1, could leave some records without the safe-keeping protections afforded by Chapter 132.
5. **DN 98-3. UCC Revised Article 9 (Secured Transactions).** This docket was opened to review Uniform Commercial Code Revised Article 9 (Secured Transactions) and the conforming amendments to other articles of the Uniform Commercial Code. SB 1305 (Revise Article 9 of the UCC) was enacted as Session Law 2000-169.
6. **DN 01-6. Renunciation Amendments.** This docket was opened to consider amendments to Chapter 31B of the General Statutes governing renunciation.
7. **DN 01-7. Slayer Statute.** This docket was opened to review the “Slayer Statute” (Articles 3 and 4 of Chapter 31A of the General Statutes) in light of existing case law that interprets the statute as barring any share in a decedent’s estate if the death was caused merely by the simple negligence of the slayer.
8. **DN 01-9. Procedures for Judicial, Execution, and Foreclosure Sales.** This docket was opened to review the statutes governing the procedures for judicial sales, execution sales, and foreclosure sales.
9. **DN 02-4. Uniform Trust Code (2000).** This docket was opened to review the Uniform Trust Code, which is a national codification of the law of trusts and contains reforms to meet modern needs.

**10. DN 02-10. Uniform Consumer Leases Act.** This docket was opened to review the Uniform Consumer Leases Act, which is designed to provide substantive contractual and procedural protections to consumer lessees of personal property.

**11. DN 03-2. Uniform Mediation Act.** This docket was opened to review the mediation privilege provisions of the Uniform Mediation Act. The mediation privilege, with limited exceptions, bars the use of mediation communications in legal proceedings that take place after the mediation.

**12. DN 03-3. Amendments to UCC Articles 3 and 4.** This docket was opened to review the 2002 amendments to Uniform Commercial Code Articles 3 (Negotiable Instruments) and 4 (Bank Deposits and Collections).

**13. DN 03-4. Puppy Mills.** This docket was opened pursuant to Section 2 of Session Law 2003-208, which authorized the Commission, in consultation with the Department of Agriculture and Consumer Services, to study the need to regulate the unlimited breeding of dogs and cats and the animal cruelty resulting from operations commonly referred to as “puppy mills.” The Commission is authorized to make an interim report to the 2003 General Assembly, Regular Session 2004, and a final report to the 2005 General Assembly.

**14. DN 03-5. Amendments to UCC Articles 1, 2 and 2A.** This docket was opened to review Uniform Commercial Code Revised Article 1 (General Provisions) and the 2002 amendments to Uniform Commercial Code Articles 2 (Sales) and 2A (Leases).

**15. DN 03-6. Uniform Simultaneous Death Act.** This docket was opened to review the Uniform Simultaneous Death Act (1993).

**16. DN 04-2. UCC Revised Article 7.** This docket was opened to review the Uniform Commercial Code Revised Article 7 (Warehouse Receipts, Bills of Lading and Other Documents of Title).

**17. DN 04-4. Planned Community Act Amendment.** This docket was opened to consider a legislative proposal to add G.S. 47F-3-120 (Declaration limits on attorneys’ fees) to the list of statutes in G.S. 47F-1-102 (Applicability) that apply to homeowners associations created before January 1, 1999, the effective date of the North Carolina Planned Community Act.

**18. DN 04-5. Subordination Agreement/Registration Amendments.** This docket was opened to consider clarifying and conforming amendments to G.S. 39-6.6 (Subordination agreements), 47-18 (Conveyances, contracts to convey, options and leases of land), and 47-20 (Deeds of trust, mortgages, conditional sales contracts, assignments of leases and rents; effect of registration).

**19. DN 04-6. Electronic Recordation.** This docket was opened pursuant to Section 6.1 of Part VI of Session Law 2004-161 (SB 1152, Studies Act of 2004) to study (1) the issue of electronic recordation, specifically with regard to real property documents and other documents filed with the registers of deeds, and (2) methods for establishing uniform legal standards for the receipt, recordation, authentication, preservation, and retrieval of electronic documents.

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